

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 1657 of 2003 (S/S)

Kulwant Singh
S/o Sri Roor Singh
Presently working in Co-operative Sugar Factory Ltd.,
Bajpur, District Udham Singh Nagar.

..... Petitioner

Versus

G.M. The Bajpur Sugar Factory Ltd.,
Bajpur, Distt. Udham Singh Nagar.

..... Respondent

Mr. R.S. Bisht, learned counsel for the petitioner.
Mr. Piyush Garg, Advocate holding brief of Mr. C.K. Sharma,
Advocate for the respondent.

Hon'ble Prafulla C. Pant, J.

Learned counsel for the parties are present.

2) By means of this writ petition, the petitioner, a wireman engaged on daily wages with the Bajpur Co-operative Sugar Factory Ltd., Bajpur, has sought his regularization in service.

3) In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases page 01***, that daily wage workers or the persons employed without undergoing regular selection process under the rules, should not be directed to be absorbed or regularized in the service, against the Constitutional Scheme of public employment, this Court is not inclined to issue direction to regularise services of the petitioner.

4) Therefore, the writ petition is dismissed. Interim order dated 18.11.2004 stands hereby vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt.: December 11, 2006

H.Negi